

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

Docket Number 903-021

In re: application of: Marc David Levenson et. al.

Serial No.: 10/730,721

Group No.: 2872

Filed: 12/08/03

Examiner: Leonidas Boutsikaris

For: Detection of adsorbates on interior surfaces of holey fibers

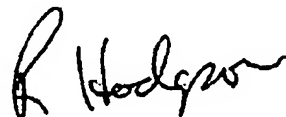
The owner\*, Marc David Levenson, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 155 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,661,957. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 155 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Please debit the Terminal disclaimer fee of \$55, and any additional fees necessary under 37 CFR 1.20(d) to deposit account 08/2240.

The undersigned is an attorney or agent of record.

Respectfully,



822 Pinesbridge Road,  
Ossining, NY 10562.

914-762-5248 (Fax 914-762-4126)

E-MAIL - patents@aip.org

Rodney T. Hodgson Agent # 37,849

September 21, 2004

Docket fee 903-021 serial No. 10/730,721 Inventors Marc David Levenson,  
Detection of adsorbates on interior surfaces of holey fibers (Filing date 12/08/03), as with 2872 examiner Leonidas Boutsikaris

2

PAGE 2/2 \* RCVD AT 9/21/2004 2:27:23 PM (Eastern Daylight Time) \* SVR:USPTO-EFXXF-3/24 \* DNIS:2732308 \* CSID:9147624126 \* DURATION (mm:ss):01:06

09/27/2004 PBRITTUN 00000005 082240 10/30/04

01 FC:2814

55.00 DA

BEST AVAILABLE COPY